

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Conner et al.

Serial No.: 10/660,208

Filed: September 11, 2003

For: PLANT REGULATORY SEQUENCES
FOR SELECTIVE CONTROL OF GENE
EXPRESSION

Group Art Unit: 1638

Examiner: Collins, Cynthia E.

Atty. Dkt. No.: MONS:118USD1

Confirmation No.: 7582

CERTIFICATE OF ELECTRONIC SUBMISSION

DATE OF SUBMISSION: October 24, 2006

INFORMATION DISCLOSURE STATEMENT

MS AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R. § 1.97(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be

an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This application is a divisional application of Serial No. 09/846,903, filed May 1, 2001 and is relied upon for an earlier filing date under 35 U.S.C. § 120. In accordance with Rule 37 C.F.R. § 1.98(d) only copies of those documents not previously cited and submitted to the Patent and Trademark Office in prior application Serial No. 09/846,903 are enclosed for the convenience of the Examiner.

A fee as set forth in 37 C.F.R. § 1.17(p) in the amount of \$180.00 has been authorized. If the appropriate amount has not been submitted, or if it is insufficient, the Commissioner is authorized to deduct the appropriate fee from Fulbright & Jaworski Account No.: 50-1212/MONS:118USD1.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,



Robert E. Hanson

Reg. No. 42,628

Attorney for Applicants

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Date: October 24, 2006

Form PTO-1449 (modified)		Arty. Docket No. MONS:118USD1	Serial No. 10/660,208
List of Patents and Publications for Applicant's		Applicant Conner et al.	
INFORMATION DISCLOSURE STATEMENT		Filing Date: September 11, 2003	Group: 1638
(Use several sheets if necessary)			
U.S. Patent Documents <i>See Page 1</i>	Foreign Patent Documents <i>See Page 1</i>	Other Art <i>See Page 1</i>	

U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A1	5,589,610	12/31/96	De Beuckeleer <i>et al.</i>	800	303	08/05/93

Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Language
	B1	WO 90/08825	08/09/90	WIPO	English
	B2	WO 96/40925	12/19/96	WIPO	English
	B3	WO 97/44448	11/27/97	WIPO	English
	B4	WO 99/43797	09/02/99	WIPO	English

Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C1	Ainley <i>et al.</i> , GenBank Accession No. AAV63717, and, AAV63730, April 12, 1999.
	C2	Custers <i>et al.</i> , "Analysis of micro-specific promoters in transgenic tobacco," <i>Plant Mol. Biol.</i> , 35:689-699, 1997.
	C3	Eyal <i>et al.</i> , "Pollen specificity elements reside in 30 bp of the proximal promoters of two pollen-expressed genes," <i>Plant Cell</i> , 7(3):373-384, 1995.
	C4	Hamilton <i>et al.</i> , "A monocot pollen-specific promoter contains separable pollen-specific and quantitative elements," <i>Plant Mol. Biol.</i> , 38:663-669, 1998.
	C5	Kim <i>et al.</i> , "A 20 nucleotide upstream element is essential for the nopaline synthase (nos) promoter activity," <i>Plant Mol. Biol.</i> , 24(1):105-117, 1994.
	C6	Tacke <i>et al.</i> , GenBank Accession No. X88779, zmays Glossy2 locus DNA, May 9, 1996.
	C7	Terada <i>et al.</i> "A type I element composed of the hexamer (ACGTCA) and octamer (CGCGGATC) motifs plays a role(s) in meristematic expression of a wheat histone H3 gene in transgenic rice plants," <i>Plant Molecular Biology</i> , 24:17-26, 1995.

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EXAMINER:

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EXAMINER: INITIAL IF REFERENCE CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.

Form PTO-1449 (modified)		Atty. Docket No. MONS:118USD1	Serial No. 10/660,208
List of Patents and Publications for Applicant's INFORMATION DISCLOSURE STATEMENT		Applicant Conner et al.	
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U.S. Patent Documents <i>See Page 1</i>	Foreign Patent Documents <i>See Page 1</i>	Other Art <i>See Page 1</i>	

Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C8	Tsuchiya <i>et al.</i> , "Molecular characterization of rice genes specifically expressed in the anther tapetum," <i>Plant Mol. Biol.</i> , 26:1737-1746, 1994.
	C9	Twel <i>et al.</i> , "Promoter analysis of genes that are coordinately expressed during pollen development reveals pollen-specific enhancer sequences and shared regulatory elements," <i>Genes & Development</i> , 5:496-507, 1991.
	C10	Walbot, EMBL Accession No. AW562753, March 15, 2000.
	C11	Walbot, EMBL Accession No. AW566088
	C12	Zabaleta <i>et al.</i> , "Promoters of nuclear-encoded respiratory chain complex I genes from <i>Arabidopsis thaliana</i> contain a region essential for anther/pollen-specific expression," <i>The Plant Journal</i> , 15:49-59, 1998.

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